



CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Food and Drug Administration
Detroit District
1560 East Jefferson Avenue
Detroit, MI 48207-3179
Telephone: 313-226-6260

WARNING LETTER
2001-DT-20

June 19, 2001

Mr. John N. Nowak, President
Variety Food Services, Inc.
255235 Hoover Road
Warren, MI 48089-1192

Dear Mr. Nowak:

On April 16-19, 2001 the Food and Drug Administration (FDA) conducted an inspection of your facility located at 25235 Hoover Road, Warren, MI. During this inspection, our investigator collected a product label for Baked Fish with Macaroni & Cheese for labeling review. Some foods may be exempt from nutritional labeling because they are served for immediate consumption or sold by food service vendors for vending machines. The foods will lose their exemption status if the labels carry nutritional information and must comply within the NLEA regulations in 21 CFR 101.9.

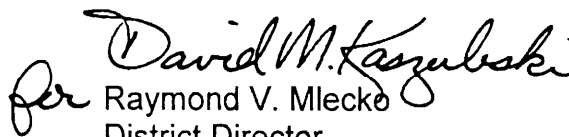
This product is considered to be misbranded within the meaning of section 403 (q)(1) of the Act in that the label fails to bear nutrition labeling as required by 21 CFR 101.9 and is not exempt from this requirement. The product is misbranded within the meaning of section 403(i)(2) of the Act in that it is fabricated from two or more ingredients, some of which are standardized foods (i.e., macaroni, cheddar cheese, flour, roll, butter), but the label fails to bear the common or usual name or each ingredient in the product 21 CFR 101.4 (b).

You should take prompt action to correct the above violations and to establish procedures to prevent recurrence of these or similar violations. Failure to do so may result in regulatory action without further notice such as seizure and/or injunction.

You should notify this office in writing within fifteen (15) working days of receipt of this letter, of the specific steps you have taken to correct the above noted violations, including an explanation of each step being taken to correct the above noted violations, including an explanation of each step being taken to prevent recurrence of similar violations. If there are any delays in implementing corrective action, state the reason for delay and the time period within which the corrections will be completed.

Your written reply should be directed to Ms. Greta L. Budweg, Compliance Officer, U.S. Food and Drug Administration, 1560 E. Jefferson Ave., Detroit, MI 48207, telephone (313) 226-6260 ext. 109.

Sincerely yours,


for Raymond V. Mlecko
District Director
Detroit District